

REMARKS/ARGUMENTS

The Applicants respectfully request reconsideration of the present Application in view of the following remarks. Claims 1-98 were originally filed with the present Application.

I. DOUBLE PATENTING

In the sole ground of rejection, the Examiner has provisionally rejected claims 1-9, 14-22, 26, 32-37, 41-45, 51-57, 61-84, 86-96 and 98 under the judicially created doctrine of obviousness-type, non-statutory double patenting in view of claims 1-16 of co-pending Application No. 11/370,653. The rejection is provisional because it refers solely to another pending application. In accordance with well-established procedures under M.P.E.P. § 804, however, this case should be allowed, as it is impermissible to maintain a provisional double patenting rejection as the only ground of rejection.

II. CONCLUSION

The Applicants respectfully submit that all pending claims are in condition for allowance, and request a Notice of Allowability for the pending claims. The Examiner is invited to contact the undersigned Attorney of Record if such would expedite the prosecution of the present Application. Although no fees are believed to be due with this Amendment, if it is determined that additional fees are due, or an overcharge has occurred, please charge or credit Deposit Account No. 13-0480, referencing the Attorney Docket Number specified herein.

Respectfully submitted,

/Brian C. McCormack/

Date: May 25, 2006

Brian C. McCormack
Reg. No. 36,601
BAKER & MCKENZIE LLP
2300 Trammell Crow Center
2001 Ross Avenue
Dallas, TX 75201
Tel: (214) 978-3007
Fax: (214) 978-3099